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# TRANSMITTAL FORM

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Total Number of Pages in This Submission

7

Application Number

09/856,640

Filing Date

May 23, 2001

First Named Inventor

Tsubokura et al.

Group Art Unit

1651

Examiner Name

Brett T. Ozga

Attorney Docket Number

38331-0002

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## ENCLOSURES (check all that apply)

☐ Fee Transmittal Form

☐ Fee Attached

☒ Amendment / Response

☐ After Final

☐ Affidavits/declaration(s)

☐ Extension of Time Request

☐ Express Abandonment Request

☐ Information Disclosure Statement

☐ Certified Copy of Priority Document(s)

☐ Response to Missing Parts/ Incomplete Application

☐ Response to Missing Parts under 37 CFR 1.52 or 1.53

☐ Assignment Papers (for an Application)

☐ Drawing(s)

☐ Licensing-related Papers

☐ Petition

☐ Petition to Convert to a Provisional Application

☐ Power of Attorney, Revocation Change of Correspondence Address

☐ Terminal Disclaimer

☐ Request for Refund

☐ CD, Number of CD(s) \_\_\_\_\_

☐ After Allowance Communication to Group

☐ Appeal Communication to Board of Appeals and Interferences

☐ Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)

☐ Proprietary Information

☐ Status Letter

☐ Other Enclosure(s) (please identify below):

Remarks

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm  
or  
Individual name

Marvin A. Motsenbocker

Signature

Marvin A. Motsenbocker

Date

February 27, 2002

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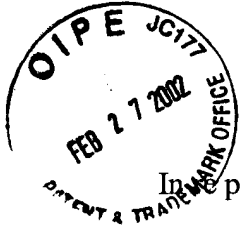
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE



In patent application of:

Confirmation No.:3145

*Tsubokura et al.*

Serial No.: 09/856,640

Art Unit: 1651

Filed: May 23, 2001

Examiner: Brett T. Ozga

For: A Pigment-Containing Substance for Feed Additives

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**AMENDMENT AND REQUEST FOR RECONSIDERATION  
UNDER 37 CFR § 1.111**

Commissioner of Patents  
Washington, DC 20231

Sir:

This is response to the office action mailed November 28, 2001 (Paper No.4), for the above-captioned application. Although applicants believe that no fee is required, the commissioner is hereby authorized to credit any overpayment or to charge any deficiency to Deposit Account 081641.

Amend the application as set forth in the amendments below and in the attached marked-up copy.

**Amendments**

**In the Claims:**

Amend claims 2-6 and add new claims 7 to 10 as follows. A copy of the marked up claims is attached.

B1 *Inc 2* 2. The pigment-containing substance for feed additives according to claim 1, wherein at least 40 mass % of the carotenoid compounds is astaxanthin.

B2 *Inc 3* 3. The pigment-containing substance for feed additives according to claim 1, wherein a DNA nucleotide sequence corresponding to 16S ribosomal RNA of the microorganism